

previously entered Rule 26(e) protective order.

(c) ***Motion to Seal or Otherwise Restrict Public Access.*** A party's request to file materials under seal must be made by formal motion, separate from the motion or other pleading sought to be sealed, pursuant to LCvR 7.1. Such motion must be filed electronically under the designation "Motion to Seal." The motion must set forth:

- (1) A non-confidential description of the material sought to be sealed;
- (2) A statement indicating why sealing is necessary and why there are no alternatives to filing under seal;
- (3) Unless permanent sealing is sought, a statement indicating how long the party seeks to have the material maintained under seal and how the matter is to be handled upon unsealing; and
- (4) Supporting statutes, case law, or other authority.

Local Rule 6.1. It appears that the requirements of Local Rule 6.1(c)(1) through (4) have been adequately met.

Defendants assert that "[t]he exhibits at issue are suitable for filing under seal under the First Amendment standard because they contain confidential and proprietary business and financial information that is not generally disclosed to the public, the disclosure of which would cause significant harm to the Lowe's Defendants and other parties, and the harm that would result from disclosure outweighs any public interest in accessing them." (Document No. 196, p. 2) (citing Jones v. Lowe's Cos., 3:17-cv140-KDB-DSC, 402 F.Supp.3d 266, 293 (W.D.N.C. 2019))

The undersigned finds Defendant's arguments and legal authority to be persuasive; however, noting that the time for public response has not run to this motion, the Court will consider any objection to this Order from non-parties as an objection to the motion, requiring no additional burden for any non-party under the Federal Rules of Civil Procedure. See Local Rule 6.1(e).

IT IS, THEREFORE, ORDERED that Lowe's Defendants' Motion To Seal Summary

Judgment Exhibits” (Document No. 196) is **GRANTED**. The following documents shall remain under seal until otherwise ordered by the Court:

Document No. 136
Document No. 141
Document No. 168
Document No. 172
Document No. 187
Document No. 191
Document No. 136-03
Document No. 136-04
Document No. 136-05
Document No. 136-06
Document No. 136-07
Document No. 136-08
Document No. 136-09
Document No. 136-10
Document No. 136-104
Document No. 136-105
Document No. 136-109
Document No. 136-12
Document No. 136-13
Document No. 136-14
Document No. 136-15
Document No. 136-16
Document No. 136-17
Document No. 136-18
Document No. 136-19
Document No. 136-20
Document No. 136-22
Document No. 136-25
Document No. 136-33
Document No. 136-34
Document No. 136-38
Document No. 136-50
Document No. 136-52
Document No. 136-53
Document No. 136-57
Document No. 136-69
Document No. 136-76
Document No. 136-90
Document No. 136-91
Document No. 136-92
Document No. 136-93
Document No. 136-94

Document No. 136-95
Document No. 136-96
Document No. 136-97
Document No. 136-98
Document No. 141-01
Document No. 141-02
Document No. 141-03
Document No. 141-04
Document No. 141-05
Document No. 141-06
Document No. 141-07
Document No. 141-08
Document No. 141-09
Document No. 141-10
Document No. 141-12
Document No. 141-13
Document No. 141-14
Document No. 141-15
Document No. 141-16
Document No. 141-18
Document No. 141-19
Document No. 141-20
Document No. 141-21
Document No. 141-22
Document No. 141-23
Document No. 141-24
Document No. 141-25
Document No. 141-26
Document No. 141-27
Document No. 141-29
Document No. 141-31
Document No. 141-35
Document No. 141-36
Document No. 141-37
Document No. 141-38
Document No. 141-39
Document No. 141-44
Document No. 141-45
Document No. 141-46
Document No. 141-47
Document No. 141-48
Document No. 141-49
Document No. 141-50
Document No. 141-51
Document No. 141-52
Document No. 141-53

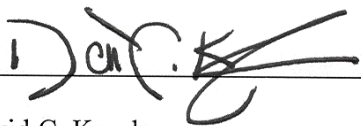
Document No. 141-54
Document No. 141-55
Document No. 141-56
Document No. 141-57
Document No. 141-58
Document No. 141-59
Document No. 141-60
Document No. 148-01
Document No. 148-03
Document No. 148-04
Document No. 148-05
Document No. 148-06
Document No. 148-07
Document No. 148-08
Document No. 148-09
Document No. 148-11
Document No. 148-13
Document No. 148-17
Document No. 148-18
Document No. 148-19
Document No. 148-20
Document No. 148-25
Document No. 148-26
Document No. 148-27
Document No. 148-28
Document No. 148-29
Document No. 148-30
Document No. 148-31
Document No. 148-33
Document No. 148-34
Document No. 148-35
Document No. 148-36
Document No. 148-37
Document No. 148-41
Document No. 148-42
Document No. 149-03
Document No. 149-05
Document No. 149-06
Document No. 149-07
Document No. 149-10
Document No. 149-11
Document No. 149-12
Document No. 150-05
Document No. 150-06
Document No. 150-07
Document No. 151-01

Document No. 151-02
Document No. 151-03
Document No. 151-04
Document No. 152-01
Document No. 152-02
Document No. 161-03
Document No. 161-04
Document No. 161-05
Document No. 161-06
Document No. 161-07
Document No. 161-09
Document No. 161-10
Document No. 161-11
Document No. 161-12
Document No. 161-13
Document No. 161-15
Document No. 161-24
Document No. 161-31
Document No. 161-33
Document No. 164-02
Document No. 164-03
Document No. 165-02
Document No. 165-04
Document No. 168-03
Document No. 168-04
Document No. 168-05
Document No. 168-06
Document No. 168-07
Document No. 168-08
Document No. 168-09
Document No. 168-13
Document No. 168-14
Document No. 168-16
Document No. 168-17
Document No. 168-20
Document No. 168-21
Document No. 168-22
Document No. 168-23
Document No. 168-25
Document No. 168-26
Document No. 168-27
Document No. 168-28
Document No. 172-01
Document No. 172-02
Document No. 172-03
Document No. 172-04

Document No. 172-05
Document No. 172-06
Document No. 172-07
Document No. 188-01
Document No. 188-03
Document No. 188-04
Document No. 191-01
Document No. 191-02
Document No. 191-03
Document No. 191-04

SO ORDERED.

Signed: February 26, 2021



David C. Keesler
United States Magistrate Judge

